HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.20153 of 2004

17-08-2005

Between:

Smt. K.Kanthamma.

…Petitioner.

And

The Revenue Divisional Officer,

Kurnool District and another.

…Respondents.

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ORDER :

The petitioner is a Fair Price Shop Dealer of Penchikalapadu village, Gudur Mandal, Kurnool District. She assails the proceedings of the first respondet dated 8-10-2004 suspending her authorization on an allegation that the petitioner is unauthorisedly diverted 70-79 quintals of rice under SGRY scheme.

Though interlocutory applications are listed for hearing, having regard to the nature of the case, the matter is heard finally and is being disposed of.

The impugned order is challenged mainly on the ground that the first respondent initiated action based on the report of the Mandal Revenue Officer, Gudur, who is not competent to submit such a report. The submission is misplaced. Be that as it is, against the order passed by the first respondent, an appeal lies under Clause 20 of the A.P. State Public Distribution System Control Order, 2001 to the Joint Collector. The petitioner is given liberty to avail the remedy of appeal and also obtain appropriate interim order, if she is still continuing as Fair Price Shop Dealer.

The writ petition is accordingly dismissed. No costs.

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(V.V.S.RAO, J.)

17-08-2005

Msr.

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(Msr)